

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DARYL E. WAITE,	)	
	)	
Plaintiff,	)	
	)	
	)	
v.	)	Civil Action No. 05-736
	)	Judge Conti
	)	Magistrate Judge Caiazza
BEAVER COUNTY, AMBRIDGE	)	In Re: Doc. 9
POLICE DEPARTMENT,	)	
	)	
Defendants.	)	

**ORDER**

AND NOW, this 18 day of August, 2005;

The Defendant Beaver County having filed a Motion to Dismiss (Doc. 9) with a brief in support;

IT IS HEREBY ORDERED that the Plaintiff shall be allowed until September 19, 2005, to respond to the Motion.

IT IS FURTHER ORDERED that each party shall serve upon the opposing party a copy of every pleading or other document submitted for consideration by the court and shall include on the original document filed with the Clerk of Court a certificate stating the date a true and correct copy of the pleading or document was mailed to each party. Any pleading or other document received by a district judge or magistrate judge which has not been filed with the Clerk or which fails to include a certificate of service may be disregarded by the court.

IT IS FURTHER ORDERED that the parties are allowed ten (10) days from this date to appeal this order to a district judge pursuant to Rule 72.1.3(B) of the Local Rules for Magistrates.

Failure to appeal within ten (10) days may constitute waiver of the right to appeal.

August 18, 2005

s/Francis X. Caiazza  
Francis X. Caiazza  
U.S. Magistrate Judge

cc:

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